P.R. No. 4818/05 Parkash Authory
Presented by Shri
dated 16-09-05

SINGLE BENCH

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G)

Writ Petition NO 4728 /2005

PETITIONER : Dr. C.S.P.Patel aged about 39 years S/o Shri S.P.Patel, Occupation Veterinary Assistant,Incharge V.H. Sonhat, R/o Vikas Khanda Sonhat, District- Koria (C.G.)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, Though Secretary Animal Husbandry Directorate of Veterinary Services, D.K.S. Building, Raipur (C.G)

2. The Director, Animal Husbandry of Veterinary Services, Raipur, District Raipur (C.G.)

3. Additional Director, Animal Husbandry Veterinary Service Baikuntpur, Dist-Koria (C.G.)

RECEIVED COPY 16-9-05 CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONTITUTION OF INDIA

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WP 4728/05 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

2/1/2006

Shri Rakesh Pandey for Shri P.S. Chandel, Counsel for the petitioner.

Shri Satish Gupta, Dy. Govt. Advcoate, for the State.

Heard.

The petitioner, who is a Doctor, has filed the present petition challenging the action of respondents in not relieving him, though he has been finally allocated to the State of Madhya Pradesh.

Learned counsel for the State submits that he has received the fax message that the Directorate, Veterinary has sought permission on 5/12/2005 for relieving the petitioner and there would be no difficulty in relieving the petitioner.

This Court, while passing the order dated 17-12-2003 in W.P. No.516/03 (***Dr. Ashok Kumar Jain and others vs. State of Chhattisgarh and others***), has dealt with the matter in great detail.

Having thus considered and in view of the decision in the aforesaid case, in the opinion of this Court, it is directed that the order staying the operation of the relieving order is without any authority and cannot be sustained and the petitioner is entitled for relieving.

Accordingly, the writ petition is allowed and the respondents are directed to relieve the petitioner as early as possible preferably by 31st January, 2006.

Certified copy as per rules.

Copy to State counsel for compliance.

Sd/-
Fakhruddin
Judge

[पाछ दाखय

9.1.06 2.2.06